

REMARKS

Claim Rejections – 35 USC § 102

Claims 1-24 were rejected under 35 U.S.C. 102(e) as being allegedly anticipated by Mazzara (U.S. Patent Application Pub. No. 2003/0087642).

Applicant teaches a technique for system acquisition in which a wireless communications system may be in a preferred roaming list and an unusable system list (while certain avoidance criterion apply) simultaneously.

The Action continues to equate the recited limitation “unusable wireless communication system” with a “non-preferred system” (See page 2). However, these terms are not equivalent. By definition a “non-preferred” system cannot be on a “preferred” roaming list.

The claims have been amended to further clarify that an “unusable wireless communication system” may be a system on the preferred roaming list by requiring that at least one of the unusable systems be on both the unusable and preferred roaming lists simultaneously.

Consider exemplary claim 1, as amended, which recites in relevant part:

“...maintaining a list of unusable wireless communications systems, each entry in the list of unusable wireless communications systems including a system identifier and corresponding avoidance criterion, wherein at least one of said unusable wireless communications systems is included on the preferred roaming list...” (emphasis added)

Applicant submits that Mazzara does not describe or suggest a system acquisition technique in which a mobile station maintains a list of unusable wireless communication systems including at least one system which is also on the preferred roaming list. Accordingly, Applicant submits that claims 1-24 are allowable.

CONCLUSION

In light of the arguments presented above, the Applicant respectfully submits that the instant claims are patentable. Accordingly, reconsideration and allowance of this Application is earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

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